

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LECIA L. SHORTER,

Plaintiff,

v.

LEROY BACA, et al.,

Defendant.

No. CV 12-7337-JVS (AGR)

**ORDER RE DISCOVERY AND MOTIONS
[CIVIL RIGHTS]**

DISCOVERY

1. General Cut-Off Date

All discovery shall be completed on or before **May 8, 2014**. No discovery may be taken after that date without the prior approval of the Court. Such approval will be granted only upon a showing of good cause. Discovery taken by deposition is complete when questioning ceases. Discovery taken by written request (interrogatories, requests for production of documents and things, and requests for admissions) is complete on the date when the written response to the request is due.

2. Availability of Discovery

Parties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action. See Fed.R.Civ.P. Rule 26(b)(1). Pro se litigants are entitled to discovery in civil rights actions to the same extent as are litigants represented by

1 counsel. Of course, the Court may order a complete or partial stay of discovery in appropriate
2 circumstances, including where a defense of qualified immunity is raised.

3 3. Depositions

4 The parties shall schedule depositions to commence at least fourteen (14) calendar days
5 after service of the deposition notice and at least five (5) court days before the discovery cut-off
6 date.

7 4. Interrogatories

8 Any interrogatories shall be served at least forty-five (45) calendar days prior to the
9 discovery cut-off date.

10 5. Production of Documents and Things

11 Any request for production of documents or things shall be served at least forty-five (45)
12 calendar days prior to the discovery cut-off date.

13 6. Requests for Admissions

14 Any requests for admissions shall be served at least forty-five (45) calendar days prior to
15 the discovery cut-off date.

16 **STATUS REPORT**

17 Each party shall file and serve a status report on or before **January 8, 2014**. The status
18 report shall contain the following information:

- 19 A. A summary of the proceedings to date and a statement of the principal issues raised
20 by the case;
- 21 B. A statement as to whether all parties have been served, and if not, a proposed
22 deadline by which service will be completed;
- 23 C. A description of any discovery completed, and a schedule for any future discovery;
- 24 D. A list of contemplated motions, if any, along with proposed dates for the filing and
25 hearing of such motions;
- 26 E. An estimate of the time likely to be required for trial, and a statement as to whether
27 trial by jury is desired and has been properly requested;
- 28

1 F. A description of any settlement negotiations that have occurred, and a
2 recommendation as to the form of settlement conference or other method of
3 alternative dispute resolution that would be most appropriate given the nature of this
4 case;

5 G. Any suggestions the parties may wish to make regarding the management of this
6 action. Where feasible, the parties are strongly encouraged to file a joint status
7 report.

8 **MOTIONS**

9 1. Discovery Motions

10 Any motion challenging the adequacy of a discovery response, or seeking an order
11 compelling further discovery, shall be filed and served not later than ten (10) calendar days after
12 the discovery cut-off date. The Court expects the parties to resolve discovery problems among
13 themselves whenever possible.

14 2. Substantive Motions

15 Any motions directed to the Court's jurisdiction or to the merits of any claim or defense
16 (such as a motion to dismiss or a motion for summary judgment) shall be filed and served not later
17 than **June 9, 2014**. If no party to the action is in custody, the hearing date and briefing schedule
18 shall be set according to Local Rules 6 and 7, unless otherwise indicated by the Court. If any
19 party to the action is in custody, then no hearing date will be set. Any opposition to the motion
20 shall be filed and served within thirty (30) calendar days after service of the motion, and any reply
21 shall be filed and served within fifteen (15) calendar days after service of the opposition. The
22 motion shall be deemed submitted for decision on the basis of the papers timely filed and without
23 oral argument unless otherwise ordered by the Court.

24 **COMPLIANCE WITH RULES**

25 All parties must comply with the Federal Rules of Civil Procedure and the Local Rules of
26 this Court, unless compliance is expressly waived by Court order.
27
28

1 Compliance with the following Local Rules of this Court is waived if, and only if, plaintiff is
2 in custody and not represented by counsel: 7-3; 7-14; 7-15 (all motions shall be deemed submitted
3 the day after the reply papers are due); 26-1; 37-1; 37-2; 37-3; 65-1 (but only to the extent that it
4 requires motions for temporary restraining orders or preliminary injunctions to be set for hearing
5 on the calendar); 16-2 (but only to the extent that it requires the parties to meet in person); and
6 16-6 (but only to the extent that it requires plaintiff to prepare and lodge the Pre-Trial Conference
7 Order; defendant(s) shall prepare and lodge the Order).

8 IT IS SO ORDERED.

9
10 DATED: October 9, 2013



ALICIA G. ROSENBERG
UNITED STATES MAGISTRATE JUDGE